

BOTTINI & BOTTINI, INC.
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Attorneys for Plaintiff Emily Diaz

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

EMILY DIAZ, on behalf of herself and all
others similarly situated,

Plaintiff,

vs.

FIRST AMERICAN HOME BUYERS
PROTECTION CORPORATION,
a California Corporation,

Defendant.

Case No. 09-cv-775 BAS (JLB)

**Plaintiff's Notice of Motion and
Motion for Consolidation of Related
Class Actions**

Hearing Date: August 4, 2014
Time: N/A
Judge: Hon. Cynthia Bashant
Courtroom: 4B

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

NANCY CARRERA, ANNA
HERSHEY, KARENE JULLIEN,
and BRENT MORRISON, on behalf of
themselves and all others similarly situated,

Plaintiffs,

vs.

FIRST AMERICAN HOME BUYERS
PROTECTION COMPANY, a California
Corporation, and DOES 1-20

Defendant.

Case No. 13-cv-1585 BAS (JLB)

1 TO THE COURT, ALL PARTIES, AND ALL COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that, under Federal Rule of Civil Procedure
3 42(a)(2), Plaintiff Emily Diaz will, and hereby does, move this Court, in
4 Courtroom 4B, of the United States District Court for the Southern District of
5 California, located at 221 West Broadway, San Diego, California 92101, on August
6 4, 2014, for an order:

7 (1) consolidating the related class actions in *Diaz v. First American Home*
8 *Buyers Protection Corp.*, No. 09-cv-775 BAS (JLB) (S.D. Cal.), and *Carrera v. First*
9 *American Home Buyers Protection Co.*, No. 13-cv-1585 BAS (JLB) (S.D. Cal.); and

10 (2) granting such other and further relief as the Court deems just and
11 proper.

12 No oral argument is required unless requested by the Court.

13 This motion is based on the accompanying memorandum of points and
14 authorities and the Declaration of Yury A. Kolesnikov with accompanying
15 exhibits, and all other papers and proceedings in this action.

16 Dated: July 3, 2014

BOTTINI & BOTTINI, INC.
Francis A. Bottini, Jr. (175783)
Yury A. Kolesnikov (271173)

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19 s/ Francis A. Bottini, Jr.
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